

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
AUGA17000025

In Re Application Of: **Augustine**

SEP 08 2003

#15 Not. of App.

Serial No.
09/771,791

Filing Date
January 29, 2001

Examiner
K.G. Schopfer

Group Art Unit
3739

**Invention: SURGICAL BARRIER DEVICE INCORPORATING AN INFLATABLE THERMAL BLANKET WITH
A SURGICAL DRAPE TO PROVIDE THERMAL CONTROL AND SURGICAL ACCESS**

TO THE COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **June 3, 2003** finally rejecting Claim(s) **58-70, 75-88, & 93-95**

Applicant is a small entity under 37 CFR 1.9 and 1.27.

A verified statement of small entity status under 37 CFR 1.27:

- is enclosed.
 has already been filed in this application.

The fee for this Notice of Appeal is: **\$160.00**

- A check in the amount of the fee is enclosed.
 The Director has already been authorized to charge fees in this application to a Deposit Account.
 The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **50-2770**

RECEIVED
SEP 11 2003
TECHNOLOGY CENTER R3700

Terrance A. Meador
Signature

Dated: **September 3, 2003**

Terrance A. Meador, Esq.

INCAPLAW

**1050 Rosecrans Street, Suite K
San Diego, California 92106**

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CC:

I certify that this document and fee is being deposited on **September 3, 2003** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Terrance A. Meador

Signature of Person Mailing Correspondence

TERRANCE A. MEADOR

Typed or Printed Name of Person Mailing Correspondence